



**Senate Fiscal Agency**  
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BILL ANALYSIS



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House Bill 5638 (as reported without amendment)  
Sponsor: Representative Allen Lowe  
House Committee: Tourism and Recreation  
Senate Committee: Economic Development, International Trade and Regulatory Affairs

### **CONTENT**

The bill would amend the Public Health Code to permit bed and breakfast establishments (B&Bs) to offer meals other than breakfast and to increase the number of rooms that a B&B may rent while still being exempt from regulation as a "food service establishment".

Currently, under the Public Health Code, a B&B is defined in part as a private residence that offers sleeping accommodations to transient tenants in 14 or fewer rooms for rent and that serves breakfasts. A B&B is not included in the definition of "food service establishment", and therefore, is exempt from regulation as such, if 1) it has eight or fewer sleeping rooms, including sleeping rooms occupied by the innkeeper, one or more of which are available for rent to transient tenants, or 2) it has at least nine but fewer than 15 rooms for rent, if it serves only continental breakfasts. The bill would allow a B&B to have up to 10 sleeping rooms, or 11 rooms if it served only continental breakfasts, and still be excluded from the definition of "food service establishment". Further, the bill would allow a B&B with up to 10 rooms to serve meals in addition to breakfast.

MCL 333.12901

Legislative Analyst: L. Burghardt

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Date Completed: 5-23-96

Fiscal Analyst: P. Graham